

INQUIRY INTO THE

STRIKE COMMISSIONERS WEARY OF METHODS OF LAWYERS.

Too Much Time Spent in Cross-Examining the President of the Mine Workers' Union.

HINT FROM CHAIRMAN GRAY THAT QUESTIONS BE LIMITED TO NEW PHASES OF THE INQUIRY.

Mr. Mitchell Again a Target for Wayne MacVeagh, Who Was Followed by Gowen and Ross.

ARBITERS ALSO INQUISITORS

QUESTIONS ASKED BY SPALDING, GRAY, WRIGHT AND WATKINS.

Archbishop Ireland's Attitude Discussed--Yearly Agreements, Intimidation and Other Matters.

SCRANTON, Pa., Nov. 18.—President Mitchell, for the fourth successive day, occupied the witness stand during two sessions of the strike commission and was cross-examined by the three attorneys for as many coal companies. While a considerable amount of information for the enlightenment of the commissioners was brought out, the day was a rather quiet one compared with those which have preceded it. The arbitrators are growing restless in consequence of the long cross-examination, which apparently does not bring out the facts as quickly as the commission would like to have them presented. Several times during the course of to-day's session Chairman Gray reminded the attorneys of the value of time and suggested that cross-examination be limited to new features of those questions that have already been gone over. The lawyers assured the commission that they, too, were anxious to expedite matters, and would do everything possible to hurry matters along without injuring their own case.

Mr. Mitchell has been on the stand since last Friday morning, and is showing signs of weariness from the strain of four days' cross-examination. Thus far his attorneys, C. E. Darrow, and David Williams, for the Delaware & Hudson; Wayne MacVeagh, for the Erie; Francis I. Gowen, for the Lehigh Valley, and W. W. Ross, for the Delaware, Lackawanna & Western Company, have examined the miners' president. The commissioners to-day for the first time entered into the discussion with the lawyers and the witness, who had been asked to rise from time to time.

Interest in the proceedings is not waning. The large crowds which gathered in the courtroom in the preceding days of the hearings were in evidence to-day. Neither is there a lull in the attacks of attorneys, of whom there are almost two score present at each session.

MANY QUESTIONS ASKED.

Both Counsel and Commissioners Interrogate Mr. Mitchell.

SCRANTON, Pa., Nov. 18.—When Wayne MacVeagh resumed his cross-examination of Mr. Mitchell, he took up the alleged acts of violence in the mining region and asked the mine workers' president had answered several questions Mr. MacVeagh said: "What I am trying to show is that there is a growing spirit of violence and disregard of law in your organization and that your influence over it is insufficient to keep them from doing and peaceable as you desire them to be."

Under this arraignment of the union Mr. Mitchell retained his complete composure. The question met with a ready response. "The fear that my influence," said he, "is not sufficient to deter men from the commission of crime is a contradiction of the claims often made about me."

The cross-examiner and the witness then plunged into a spirited colloquy over the question of whether one man has the right to prevent another man from selling his labor. The best answer Mr. MacVeagh could draw from the miners' chief was that he did not approve of any one committing an unlawful act.

Mr. MacVeagh read a statement regarding the right to strike as belonging to the personal freedom of workmen. He also took the view that in exercising that freedom those who cease to work must not interfere with the liberty of others who wish to work. "We do not want anarchy," said Mr. Mitchell, "and that is anarchy pure and simple—the right of every man to do absolutely as he pleases, regardless of its effects on society."

"This is the language of a very carefully studied man," said Mr. Mitchell, "and it is a language of a man who is a committee of the mine workers' union, which I am also a member of."

Answering Judge Gray, Mr. Mitchell declared that if Archbishop Ireland's statement meant that men have no right to picket, he disagreed with him. Mr. Mitchell added that he did not know that Mr. Mitchell was regarded as a Supreme Court on trade-union matters. Answering other questions Mr. Mitchell said there were no anarchists in the trade unions. Replying to Mr. Mitchell's question regarding the union men belonging to the National Guard Mr. Mitchell said no local in his union had ever expelled a man from the union for belonging to the Guard, and that no national labor organization of any kind had ever done such a thing. "Little union in New York State," he said, "had taken such action, and it had been hidden over the country. He was not responsible for the actions of organizations did," Mr. MacVeagh concluded his cross-examination at that point.

Francis R. Gowen, representing the Lehigh Valley Coal Company, followed Mr. MacVeagh and questioned Mr. Mitchell regarding his comparison of wages paid in the bituminous fields as against those paid in the anthracite fields. Mr. Mitchell was unable to say how many mines are so equipped as to enable them to weigh coal, but he did not think the expense of equipping them would be very great.

Replying to Bishop Spalding, Mr. Mitchell said that operators could form a coalition and stop the mining of coal throughout the United States. "They could do the same as we do," he said, "and especially now when the coal fields of the country are passing into the hands of a few men."

Commissioner Watkins thought the law would prevent operators from doing that by reason of their incorporation, but Mr. Mitchell said they had the right to shut down their mines.

Judge Gray asked the witness if his society did not depend after all, upon the old economic truth that all great forces which tend to uplift and carry on social advancement and civilization depend upon the average desire of the individual to better his own condition and to work for the welfare and upon the desire of a man who

has property to utilize it and get an income from it.

If this is probably true," was Mr. Mitchell's response.

Judge Gray—if you can imagine all men engaged at once, the whole social machine would stop.

Mr. Mitchell—Yes.

Commissioner Wright asked: "Do you consider it justifiable for the employers in a certain district, in order to resist the demands of the labor union, to paralyze that industry, or any group of industries?"

"No, I do not think it is proper," Mr. Mitchell replied.

"Would the same answer be made if I should substitute 'unions' instead of 'employers'?"

"I think in either case," answered Mr. Mitchell, "some other avenue of adjustment than the paralyzation of the industry should be sought."

Mr. Mitchell, answering commissioners, said the United Mine Workers did not incorporate because the step was not necessary. "An organization, to become financially responsible, must have a large fund, and this the working people did not have. He said that employers who object to treating or contracting with the union because it is not incorporated, would oppose incorporation."

Commissioner Wright asked Mr. Mitchell what he meant by recognition of the union, and the witness replied: "It means that employers shall make agreement regulating hours of labor, wages, etc., with the union, and that the union, as such, would be held responsible for a rigid compliance with those agreements."

The cross-examination was next taken up by W. W. Ross, of New York, counsel for the Delaware, Lackawanna & Western, who had just begun to question the witness when the noon recess hour arrived.

BITUMINOUS MINERS.

In the afternoon Mr. Ross's line of examining was for some time directed toward testing Mr. Mitchell's knowledge of bituminous coal working, the number of men employed, the wages paid and a comparison of those with the wages paid in the anthracite fields. Regarding the number of hours the men work in the hard coal regions, Mr. Mitchell said that when the breaker runs ten hours the men usually work seven, eight or nine hours. When the breaker runs less the men work in proportion. On the average, however, the men worked more hours than the breaker.

"As a matter of fact," said Mr. Ross, "has not your organization stopped the miners from working on the days when the breaker were idle?"

Mr. Mitchell admitted that in this district the rule is that the men shall not picket on idle days. This, he said, was for the purpose of preventing favoritism.

"Do any of these epithets and slurs," inquired Mr. Ross, "you have made regarding the horrible condition of the miners apply to our company?"

"Will you tell me particularly what slurs you refer to?" Mr. Mitchell asked. Getting direct answer, he, with some spirit, repeated his query, saying: "I would like you to refer specifically to what you mean by slurs. I do not recall having used language of that character."

Mr. Ross did not take any notice of Mr. Mitchell's remark, but instead took up the line of his examination. After some unimportant testimony as to a comparison of wages, the social features of the coal fields was taken up, and Mr. Mitchell said he could not see any other reason in child labor than that the families required the money to live on, the exception being where the parents may be inhuman. He then reiterated his former statement that the minimum wage should be \$600 a year. "We might want to go to the seashore," said Mr. Mitchell, "and spend with a little care."

Mr. Mitchell said that the company had some employees who had visited Philadelphia once in twenty-four hours. He said they thereby had an important event in their lives to relate to their grandchildren.

At this point Mr. Ross took occasion to call attention to the fact that his company owned 24 houses which were rented to the miners for four years at the rate of \$100 a month. "So you see," remarked Mr. Ross, "you have not very many houses for the number of miners who live in them."

"You charge enough for the ones you do have," was Mr. Mitchell's dry response, which caused merriment among the miners in the courtroom.

After securing an expression from the miners' president that the company paid the stockholders 20 per cent. on their capital stock, Mr. Ross inquired if he was not incorrect.

"I think the figures were that," said Mr. Mitchell. "There are a good many methods for putting profits away in a railroad," he added.

Answering Judge Gray, Mr. Mitchell admitted that about 10 per cent. of the total production of anthracite coal was put out in the night.

At 4 o'clock the commission adjourned until 10 o'clock to-morrow. Mr. Mitchell still being on the stand.

RAVISHED BY A NEGRO

TWO WOMEN PRESUMABLY VICTIMS OF THE SAME MAN.

Mrs. Mary Davis, of Sullivan County, and Mrs. Lemon, of Knox County, Assaulted, and a Mob Seeks Vengeance.

Special to the Indianapolis Journal.

SULLIVAN, Ind., Nov. 18.—Mrs. Mary Davis, the wife of Milton Davis, who lives three miles south of this city, was the victim, to-day, of one of the most heinous crimes ever perpetrated in the county.

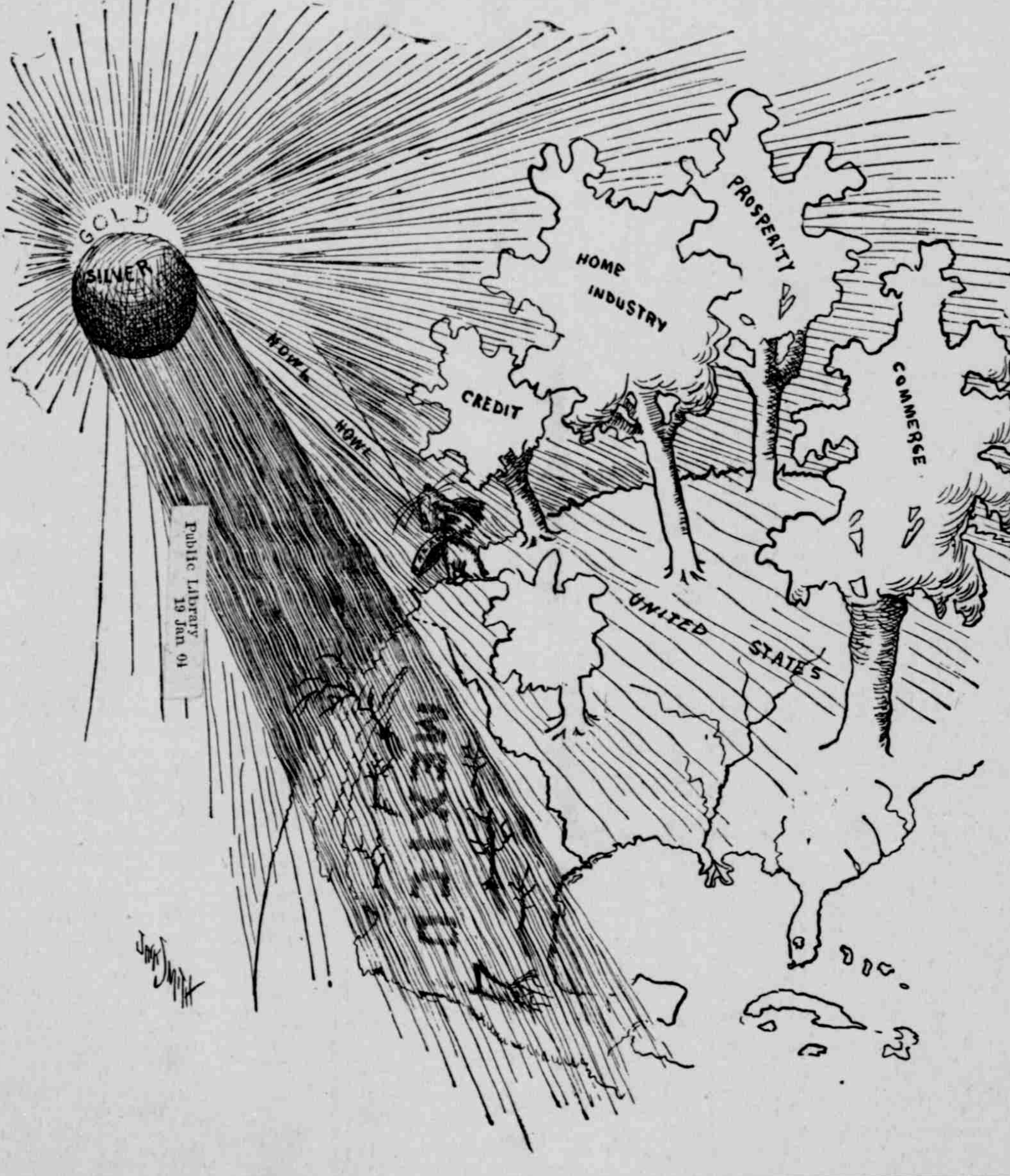
Mrs. Davis was attacked about 10 o'clock this morning, at her home, by an unknown negro, who beat and lacerated her unmercifully, and then ravished her.

The negro went to the Davis home last night and asked permission to remain over night, and was allowed to remain. This morning Mrs. Davis went a short distance from the house after water, and while Mrs. Davis was standing in the yard the negro struck her a blow on the head, and a desperate struggle ensued, in which her clothing was torn from her body, and she was beaten and lacerated horribly. The negro then dragged her to a thicket and there accomplished his purpose. The husband was attracted by the woman's screams, but when he reached the house the negro had escaped. He was surrounded in a cornfield by a posse of men, but escaped into the woods, and was seen at Carlisle, six miles distant, some time later. The authorities are making every effort to apprehend him.

Mrs. Davis is twenty-five years of age, and will not suffer greatly as the result of her horrible experience. The negro is described as being five feet six inches tall, fairly well dressed, wearing a light hat, and weighs about 160 pounds.

SHADOW PASSING AWAY

A Telegram States that Mexico is About to Adopt the Gold Standard.



NEW NORMAL FAVORED

SUPERINTENDENTS' ASSOCIATION WILL TAKE ACTION.

Report of Special Committee Approving New State School Will Be Presented This Morning.

TEXT OF COMMITTEE'S REPORT

URGENT NEED OF NEW TRAINING SCHOOL FOR TEACHERS.

First Session of Thirteenth Annual Meeting Discusses Topics of Vital Importance—To-Day's Programme.

"Shall Indiana Have Another Normal School?" is the question that will be discussed this morning by the Town and City School Superintendents' Association, which is holding its thirteenth annual meeting last night in the Statehouse. That the proposition will be stamped with the approval of the association is believed to be certain, and the first long step will be taken toward getting the matter before the Legislature in effective form. The special committee appointed by the association one year ago will make its report, and that report will be unqualifiedly in favor of another normal school. After going into the question with thoroughness, the members of the committee, Superintendent J. W. Carr, of Anderson, Chairman, Superintendent R. A. Ogg, Kokomo, and C. M. McDaniel, Madison, have reached the following conclusions:

"That another normal school be established in Indiana.

"That we deem it feasible to ask the next State Legislature to enact a law providing for the establishment of the school and for its proper maintenance.

"That provision be made by law for a nonpartisan board of trustees to manage the school.

"That the location of the school be left entirely to the board of trustees and that no city be permitted to offer more than a suitable site and agree to share the expenses of maintaining a training school.

"That we earnestly request the different colleges and private normal schools to establish and maintain pedagogical departments and training schools respectively for the end that the demand for well-trained teachers may be more nearly met, and that the public schools may have the benefit resulting from teachers trained in a variety of schools.

"That this subject be presented at the next meeting of the State Teachers' Association, so that each teacher in attendance may have an opportunity to express his views either in discussion or by vote."

COMMITTEE'S REASONS

These arguments are advanced as good and sufficient reasons why another normal school should be established.

The State should educate its teachers. There is an urgent and constantly increasing demand for teachers thoroughly trained.

The establishment of another State normal school will benefit the public schools of the State in various other ways, thus justifying the extra expenditure of money.

It will increase the normal school attendance.

An increased supply of well-trained teachers will increase the demand. The establishment of another State normal school means increased training school facilities.

ROSES KILLED BY GAS

CONCLUSION OF A MOST REMARKABLE LAWSUIT IN BOSTON.

Grower of Flowers Recovers Twenty Thousand Dollars Damage from a Railroad Company.

DR. G. T. MOORE'S TESTIMONY

EXPERT EVIDENCE OF A FORMER INDIANAPOLIS MAN.

A Precedent Established That May Form the Basis for More Litigation of the Same Kind.

One of the most remarkable lawsuits on record has just reached its conclusion in Boston, and the result of the case has caused many legal authorities, scientists and horticulturists to turn their eyes toward the former Indianapolis man—Dr. George T. Moore, who is now in charge of the laboratory of plant physiology in the United States Department of Agriculture at Washington. The entire case hung upon Dr. Moore's expert testimony regarding the susceptibility of roses to poisonous vapors and the effect of polluted atmosphere upon the delicate flowers that a big railroad company, which had been laughing in its sleeve over what it considered a ridiculous suit against it, was compelled to pay \$20,000 damages to a rose grower. The case, which is absolutely new in the annals of legal procedure in the United States, has established a precedent which will undoubtedly be followed, and many big damages suits are likely to be the outgrowth of the one which has just been decided.

Dr. Moore, who returned to Washington after a short visit with relatives in this city, had been extremely interested in the case from the first, on account of the opportunity it offered him for new experiments, but it was not until he arrived in Indianapolis that he realized how important the outcome of the suit had been to lawyers, scientists and flower growers in all parts of the country; for during his sojourn of a few days in this city he received letters from all over the United States, which had been forwarded from Washington, asking him where complete detailed accounts of the case could be obtained, one of the most urgent requests coming from William Trelease, the director of the Missouri Botanical Gardens at St. Louis. But one of the several peculiar features of the novel damage suit is that, until now, no complete account of the case has appeared in print. Owing to the fact that the case was not tried in a regular law court, but was heard by an auditor appointed by the court (a New England custom still in practice under some circumstances), the Boston newspapers failed to give it the prominence it deserved, and attention to the matter. Preparations are now being made by the big horticultural periodicals of the country to publish full reports of the suit, which is destined to become a very famous one, but it is safe to say that the case was not tried in a regular law court, but was heard by an auditor appointed by the court (a New England custom still in practice under some circumstances), the Boston newspapers failed to give it the prominence it deserved, and attention to the matter. 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